



0000117168

ORIGINAL

25P

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

2003 JUN 26 P 2:52

MARC SPITZER, Chairman
JIM IRVIN
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON

JUN 26 2003

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY

CAR

IN THE MATTER OF:

DOCKET NO. S-03509A-02-0000

EVELYN BAUMGARDNER
dba Your Living Trust
7141 North 51st Avenue, Ste. B2
Glendale, AZ 85301

John Doe Baumgardner
7141 North 51st Avenue, Ste. B2
Glendale, AZ 85301

Respondents.

PROCEDURAL ORDER**BY THE COMMISSION:**

On November 18, 2002, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing Regarding Proposed Order to Cease and Desist, for Restitution, for Administrative Penalties, and For Other Affirmative Action ("Notice") against Evelyn Baumgardner, dba Your Living Trust and John Doe Baumgardner ("Respondents") in which the Division alleged that Respondent have engaged in acts, practices, and transactions that constitute violations of the Arizona Securities Act ("Act").

On April 30, 2003, the Division filed an Application for Entry of Default and Affidavit on Default.

On May 8, 2003, Respondents filed a Motion to Request an Extension of Time.

On May 22, 2003, by Procedural Order, a pre-hearing was scheduled for July 9, 2003.

On June 23, 2003, Respondents filed a Motion to Continue Pre-Hearing Conference stating that counsel for Respondents will not be available. The Motion states that the Division does not object to continuing the pre-hearing conference.

Accordingly, the pre-hearing conference should be continued.

IT IS THEREFORE ORDERED that the pre-hearing conference shall be rescheduled from

1 July 9, 2003 to July 24, 2003 at 2:00 p.m. at the Commission's office, 1200 W. Washington,
2 Phoenix, Arizona.

3 IT IS FURTHER ORDERED that the Ex Parte Rule is still in effect.

4 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend or waive
5 any portion of this Procedural Order by subsequent Procedural Order or by ruling at hearing.

6 DATED this 26 day of June, 2003.

7
8
9

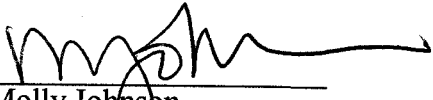
PHILIP J. DION III
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 26 day of June, 2003 to:

12 Anthony B. Bingham
13 1423 South Higley Road, Bldg. 4, Ste. 110
14 Mesa, AZ 85206
15 Attorney for Respondents

16 Mark Sendrow, Director
17 Securities Division
18 Arizona Corporation Commission
19 1200 W. Washington
20 Phoenix, AZ 85007

21 ARIZONA REPORTING SERVICE, INC.
22 2627 N. Third Street, Suite Three
23 Phoenix, Arizona 85004-1104

24
25
26
27
28
By: 
Molly Johnson
Secretary to Philip J. Dion III